

US Patents and Trademark Office

Application Number: 09/939,453

Subject: Informality Re: Payment of Fees

The Office Action for the above application was mailed on January 13, 2005. The three month response date was April 13, 2005. The response was received by fax on April 14, 2005 in the examiner's Eastern Time Zone. The response was faxed on April 13, 2005 in the inventor's Pacific Time Zone in San Jose, CA.

The inventor is appealing the \$60.00 extension fee based on the fact that it was still April 13, 2005 when the response was faxed.

A check for \$60.00 is enclosed in case the appeal is denied. However, the inventor believes the time zone difference is valid grounds for granting the appeal.

Your consideration is greatly appreciated.


N. K. Ouchi
Inventor

May 12, 2005



UNITED STATES DEPARTMENT OF COMMERCE
Patent and Trademark Office

Address: COMMISSIONER OF PATENTS AND TRADEMARKS
Washington, D.C. 20231

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PATENT AND TRADEMARK OFFICE
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SERIAL NUMBER | FILING DATE

09/939 453

FIRST NAMED APPLICANT

ATTORNEY DOCKET NO.

1PL 1M952

EXAMINER	
ART UNIT	PAPER NUMBER

DATE MAILED:

INFORMALITY RE PAYMENT OF FEE

The informality regarding the payment of the fee in connection with the original filing fee the amendment filed 4/14/05 is indicated below.

A. FEE DUE

1. The amendment is considered incomplete in that the funds in Deposit Account No. _____ are insufficient to cover the entire fee due. The balance is due within the period set below.
2. The amendment is considered an incomplete response, in that payment of \$ _____ is insufficient to cover the claims as shown in the attached Patent Application Fee Determination Record. Remittance is due within the period set below.
3. The amendment has not been entered, since applicant has failed to remit (or authorize charge to a Deposit Account) the fee as indicated on the attached Patent Application Fee Determination Record. Remittance or authorization is due within the period set below.
4. The filing fee of \$ _____ submitted in this application is insufficient.

A balance of \$ 100.00 is due for additional EXTENSION claims.

5.

APPLICANT IS GIVEN THE REMAINDER OF THE SET PERIOD FOR RESPONSE, OR ONE (1) MONTH FROM THE DATE OF THIS LETTER, WHICHEVER IS LONGER, WITHIN WHICH TO REMIT THE FEE OF \$ _____.

B. EXCESS PAYMENT:

5. It is noted that payment of \$ _____ is in excess of the amount necessary to cover the claims now in the application. See the attached Patent Application Fee Determination Record.

05/18/2005 HMARZI 00000013 09939453
01 FC:2251 60.00 OP

Sharai Morelars
CLERK OF GROUP